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OFFICE OF PETITIONS

In re Application of
Strande
Application No. 09/676,323
Filed: September 29, 2000
Attorney Docket No. S122.101.101

ON PETITION

This decision concerns the February 17, 2004 "Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 CFR 1.137(b)."

The petition is **GRANTED**.

On May 15, 2002, a final Office action was mailed, setting forth a 3-month shortened statutory reply period.

No response was filed on or before November 15, 2002, and no extension of time under 37 CFR 1.136(a) was obtained. The application became abandoned on August 16, 2002.

The instant petition encloses a Request for Continued Examination (RCE) as reply to the May 15, 2002 final Office Action; an "Amendment and Response" as the RCE "submission" required by 37 CFR 1.114; the \$385 RCE filing fee (small entity); and the \$665 petition fee (small entity). The petition also states in essence that the entire delay in filing a proper reply to the May 15, 2002 final Office Action from the due date until the filing of a grantable §1.137(b) petition was unintentional. The petition is thus granted.

The application is hereby revived for establishing continuity with the RCE.

The application file is being returned to Technology Center 3700 for continued examination.

Telephone inquiries should be directed to the undersigned at (703) 308-0763.

RC Tang
Petitions Attorney
Office of Petitions